

# Bank of Louisiana

## EXHIBIT 4

G. HARRISON SCOTT  
CHAIRMAN OF THE BOARD

May 22, 2019

Mr. Robert E. Feldman  
Executive Secretary  
Federal Deposit Insurance Corporation  
550 17<sup>th</sup> Street, NW  
Washington, D.C. 20429

Via email  
5/22/19  
2:19 pm

**RE: In the Matter of Bank of Louisiana, New Orleans, Louisiana  
FDIC-17-0086k**

Dear Mr. Feldman:

This is to acknowledge receipt of your letter of May 7, 2019. I recognize that since this is a matter in administrative litigation that you would seek advice from Enforcement Counsel and that they prepared the reply. Their letter is deserving of comment.

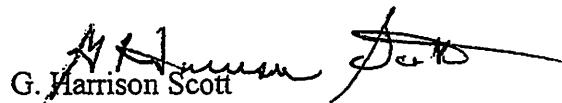
It is noted that, "The record in this matter was deemed complete and submitted to the Board for final decision on February 28, 2019." This is correct. Counsel for Respondent is well aware and that is why the Motion was directed specifically to the Board of Directors for their decision as to whether or not they would entertain the request. Admissible or inadmissible, it should be made part of the record and ruled on by the Board; otherwise, the record is incomplete.

The letter also advises Counsel that, "—the FDIC's rules prohibit frivolous, dilatory, or repetitive motions, ---." Counsel does not file frivolous pleadings, nor those that are dilatory. As for repetitive, Counsel will be repetitive as long as Enforcement Counsel is dilatory.

The letter further states, "--- such motions may serve as a basis for sanctions." Sanctions are a two-edge sword. See FDIC v MAXX, Inc. 523 F3rd 566 April 13, 2008.

With respect to Exhibit 1 which was attached to the Motion, I honestly cannot recall how it came into my possession. The memorandum could be considered work papers, and such privileged. Counsel will treat as such. However, a proposed Order was attached. The Order is not privileged, as it should be in the minutes of the July 19, 2018 Board meeting.

Respectfully,

  
G. Harrison Scott

Copy to: Mr. Arthur A. Lemann, IV  
Mr. V. Scott Bailey